

## REMARKS

### I. Status of the Claims

Claims 1, 3 and 4-16 are pending. Claim 2, 5 and 17-19 are canceled.

### II. Prior Art Based Issues

The following prior art based Rejections (A)-(C) are pending:

- (A) Claims 1 and 3-10 are rejected under 35 U.S.C. 102(b) as being anticipated by JP 2003-238795 to Mori et al. with supporting evidence and definition from the instant specification;
- (B) Claims 1 and 3-10 are rejected under 35 U.S.C. 102(a) as being anticipated by JP 2004-035590 to Nomura et al. with supporting evidence and definition from the instant specification; and
- (C) Claims 11-17 are rejected under 35 U.S.C. 103(a) as being unpatentable over JP 2003-238795 to Mori et al. with supporting evidence and definition from the instant specification, further in view of U.S. Patent No. 5,118,752 to Chang et al.

Applicants respectfully traverse the Rejections (A), (B) and (C).

As further evidence that the presently claimed invention is patentable over the cited references, enclosed herewith is a Declaration under 35 USC 1.132 by Mr. Toshiki Origuchi (a coinventor of the present invention).

In the January 31, 2011 Amendment, Applicants attorney made arguments that were arguably technical in nature. The enclosed Declaration essentially reiterates the arguments of the January 31, 2011 Amendment. As such, Applicants respectfully request that the Examiner gives full consideration to the arguments (in the Amendment and Declaration).

Thus, a *prima facie* case of anticipation and obviousness cannot be said to exist. Reconsideration and withdrawal of Rejections (A), (B) and (C) are respectfully requested.

### III. Conclusion

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance.


In view of the above amendment, Applicant believes the pending application is in condition for allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Garth M. Dahlen, PhD, Registration No. 43,575 at the telephone number of the undersigned below to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Director is hereby authorized in this, concurrent, and future replies to charge any fees required during the pendency of the above-identified application or credit any overpayment to Deposit Account No. 02-2448.

Dated: February 17, 2011

Respectfully submitted,

By:   
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Attachment: Declaration